



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street
San Francisco, CA 94105-3901

E10284A



via Telefax

October 28, 1994

Bud Neumann
OII Work Defendant Project Coordinator
CURE, Inc.
2500 Greenwood Ave.
Monterey Park, CA 91755

Dear Mr. Neumann:

EPA has reviewed CURE's proposal *Transmittal 100% Technical Memorandum for Iguala Park Landscape and Maintenance*, dated September 14, 1994 [L-427-94]. As we discussed during the October 20, 1994 Technical Exchange Meeting, EPA has included a discussion of the proposed Iguala Park landscaping in the upcoming *OII Update* fact sheet and expects to also present it at the November 9, 1994 public meeting. EPA does not believe that it is appropriate to approve the proposed landscape plans immediately before these upcoming opportunities for public comment. For this reason, EPA approval of the proposal would not occur until mid November. In addition, the Third Partial Consent Decree TM-12 proposal by New Cure, Inc. shows a schedule where CD-3 construction in this area would begin very soon after the completion of the first Partial Consent Decree proposed landscaping.

The purpose of the proposed Iguala Park landscaping work under CD-1 was to replace the unsuccessful landscaping work performed by CURE in February/March, 1993, following installation of the trench in Iguala Park, and thereby correct the current aesthetic problem. Since the timing now only provides a minimum period of improvement in appearance before CD-3 TM-12 construction starts in this area, it does not appear to be an appropriate use of CD-1 funds for CURE to continue this project at this time.

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Because the elements of the CD-1 proposal are similar to elements in the CD-3 TM-12 proposal, EPA will include any relevant comments on the CURE submittal with the EPA comments on TM-12, under CD-3.

Should you have any questions please feel free to call me.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Ullensvang", with a long, sweeping horizontal stroke extending to the right.

Brian Ullensvang
OII EPA Project Coordinator

cc: Project Co-Chairpersons
David Giannotti, Esq.
Hamid Saebfar, OII Project Coordinator, CA EPA
Harrison Karr, OII Ass't Regional Counsel, EPA
Ken Hewlett, New Cure, Inc.